

ORDINANCE NO. 272

An Ordinance Amending Ordinance No. 221 of the City of Lodi, Relating to Business Licenses within said City, by adding thereto a Section to be Known as "Section 9-a" and by Amending Subdivisions 1 and 9 and 18 of Section 13 thereof, and by Amending Section 18 thereof.

The City Council of the City of Lodi does ordain as follows:

There is hereby added to Ordinance No. 221 of the City of Lodi a section to be known as "Section 9-a" and which **shall** read as follows:

"Section 9-a. Every person hereafter applying for a new license in the City of Lodi (that is, for a license to conduct a business, which **has** not theretofore, under a license in effect at the time of filing such application, been conducted at the location in said city where such applicantproposes to operate) shall pay to the City Clerk, in addition to any license fee or tax required to be paid hereunder, the sum of Two Hundred and Fifty Dollars (\$250.00), or shall file with the City Clerk a Bond in said sum, executed by two responsible free-holders residing in the City of Lodi, or executed by a surety company, licensed to do business in this state, conditioned as hereinafter mentioned.

If such license be denied said sum of Two Hundred Fifty Dollars (\$250.00), or said bond, shall be returned by the Clerk to the applicant; but, if such license be granted, such sum, or such bond, shall be retained by the Clerk, as a guaranty, and conditioned, that such licensee will faithfully and honestly pay all **sums** of money which such licensee may thereafter owe or contract or incur (in the operation of such business) for a period of ^{six months} ~~xxxxxx~~

continuously next succeeding the granting of such license.
If after the end of such ^{six month}~~one year~~ period, said licensee shall file with the Clerk of said city an affidavit stating that such licensee has fully paid all such obligations, said ~~sum~~ of Two Hundred Fifty Dollars (\$250.00) shall be returned to the licensee, in full, or all liability thereafter to be incurred on said bond shall be exonerated; otherwise, the City Clerk shall apply such money to payment of such attachments or executions, as may have been levied against said money, and return the balance to the licensee, or retain said bond as security for payment of any judgment which may be recovered against such licensee for violating any condition of such bond and which may be enforced by any proper legal process."

Subdivision 1 of Section 13 of said Ordinance No. 221 is hereby amended to read as follows:

"Subdivision 1: A 'Solicitor' within the meaning of this ordinance is defined to be any person who goes from house to house or from place to place in the City of Lodi, selling, soliciting, or taking orders for, or offering to sell, ~~or~~ take orders for, goods, wares or merchandise, ~~or~~ any article for present ~~or~~ future delivery, or for services to be performed ~~or~~ for the making, manufacturing ~~or~~ repairing of any article ~~or~~ thing whatsoever.

Each and every person who shall engage in business as a solicitor within the City of Lodi (except those otherwise licensed by said city, and except those who sell only to merchants or traders for resale) shall pay to said City a license tax of Fifty Dollars (\$50.00) per day."

Subdivision 9 of Section 13 of said Ordinance No. 221 is hereby amended to read as follows:

"Subdivision 9. Every itinerant merchant, hawker, or peddler who vends goods, wares or merchandise (except agricultural of his own production) and every itinerant merchant, hawker, peddler, vendor, fakir or advertiser who sells or advertises goods, wares or merchandise of any kind by music, singing, dancing, jugglery, tricks, sleight-of-hand, buffoon, displays, shows or performances, or by speeches, declamation or oratory, or by any performance calculated to draw a crowd about the person advertising or selling as aforesaid, **shall** pay a license tax to said City in the ~~sum~~ of Fifty Dollars per day; and no person, firm or corporation shall vend any goods, wares or merchandise of any kind whatever in or upon any public street, alley or sidewalk, doorway or any room or building uninclosed, or vacant lot or vacant parcel of land, within the business district **of** said City, which for the purpose of this ordinance is defined to be the "Commercial District Zone", as such zone is now, or may hereafter be, established by ordinance Number 238 of the City of Lodi, or any amendment or amendments thereto."

Subdivision 18 of Section 13 of said Ordinance No. 221 is hereby amended to read as follows:

"Subdivision 18. Any person, firm or corporation, who or which shall, in the City of Lodi, keep or conduct any grocery store, butcher shop, hardware store, ~~dry~~ goods store, drug store, **or** other place where merchandise **is** exhibited for sale, or sold, or who, by truck, vehicle or otherwise, **shall sell** or deliver any merchandise or laundry, or who or which **shall** build, alter or repair any

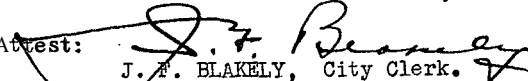
building or structure, or who shall install or affix any pipes, plumbing fixtures or plumbing supplies, sheet metal, lumber or other building material, shall pay an annual license tax of Two and 50/100 (\$2.50) **Dollars** per year, except as herein, in said Ordinance No. 221, as amended, otherwise provided."

Section 18 of said Ordinance No. 221 is hereby amended to read as follows:

"Section 18. If any section, sub-section, paragraph, clause, phrase, word or other part of said ordinance No. 221, or of said ordinance as hereby amended, or of any part of this ordinance, is or shall be declared to be unconstitutional or invalid for any reason, the remainder of this ordinance and of said ordinance No. 221 and of said Ordinance No. 221 as so amended, shall nevertheless be valid, the City Council of the City of Lodi hereby declaring that it would pass and adopt each section, sub-section, paragraph, clause, phrase, word or part of this ordinance and of said ordinance No. 221 as amended hereby, regardless of any other part of either or any thereof."

Approved this 2nd day of July, 1941.


Mayor of the City of Lodi

Attest: 
J. F. BLAKELY, City Clerk.

Certified to have been regularly introduced June 4, 1941, amended June 18, 1941 and finally passed, adopted and ordered to print July 2, 1941 by the following vote:

Ayes: Councilmen, Bull, Riggs, Graffigna & Steele
NOES: Councilman, Weihe.
Absent: Councilmen, None.

July 2, 1941.


City Clerk, City of Lodi.